

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1191*

House Bill No. 1000

by deleting Section 7 and substituting instead the following:

SECTION 7. Tennessee Code Annotated, Section 6-1-201(a)(1), is amended by deleting the language "one thousand five hundred (1,500)" and replacing it with "two hundred twenty-five (225)".

SECTION 8. Tennessee Code Annotated, Section 6-1-201(b), is amended by deleting Subdivision (1).

SECTION 9. Tennessee Code Annotated, Section 6-1-201, is amended by deleting subsection (h) and substituting instead the following:

Notwithstanding the requirements of this section, or §§ 6-1-202, 6-1-203, and 6-1-209, or any other provision of law to the contrary, a petition for incorporation may consist of a letter from a resident of the territory desiring to incorporate to the county election commission requesting that the question of incorporating the territory be placed on the ballot. The letter shall describe the exact boundaries of the proposed municipality and indicate the name of the proposed municipality. The letter shall be treated as a petition meeting all the requirements of law if such petition is filed with the county election commission before December 31, 1997.

SECTION 10. Tennessee Code Annotated, Section 6-1-201, is amended by adding the following new subsections:

(j) Any territory that has conducted an election under this section before the effective date of this act is deemed to have satisfied the requirements for incorporation under this chapter, including without limitation, any petition, time, notice and distance

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requirements of this chapter; any action of such newly incorporated municipality in such territory is hereby validated, ratified and confirmed, and no additional election under subsection (a) need be held. In addition, any ordinance of annexation by another municipality for any territory within the corporate limits of such new municipality is void and of no effect.

(k) If a territory has proposed to be incorporated under the provisions of this section after January 1, 1996, the new municipality shall have priority over any annexation ordinance of an existing municipality which encroaches upon any territory of the new municipality.

SECTION 11. Sections 1 through 6 and Sections 9 and 10 of this act shall take effect upon becoming a law, the public welfare requiring it. Sections 7 and 8 of this act shall take effect upon becoming a law, the public welfare requiring it, and shall remain in effect for one (1) year beyond that date, when the statutory language existing immediately before this act took effect is revived and reenacted.

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